

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CARLOS VANEGAS,

Plaintiff,

-against-

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

ORDER

16-CV-09344 (PMH)

PHILIP M. HALPERN, United States District Judge:

On January 29, 2021, the Court directed the parties to “file a joint letter advising on the status of this matter by February 12, 2021.” (Doc. 18). The Court also directed the Commissioner to “serve a copy of this Order on Plaintiff and file proof of service on the docket before 5:00 p.m. on February 1, 2021.” (*Id.*). The Commissioner did not comply with the Court’s directive.

On February 12, 2021, the Commissioner “request[ed] a two-week extension of time to confer with the plaintiff as to the resolution of this action” (Doc. 19). The Commissioner sought this extension because counsel had “not yet been able to reach the plaintiff, who is appearing *pro se* in this action” (*Id.*). The Commissioner noted that although the matter was remanded, the assigned administrative law judge issued an Order of Dismissal on January 11, 2018 that dismissed Plaintiff’s request for a hearing after neither Plaintiff nor his counsel appeared for a scheduled hearing. (*Id.*). The Court granted the Commissioner’s request on February 16, 2021, extended the time to file a status letter to February 26, 2021, and directed the Clerk of the Court to mail a copy of the Order to Plaintiff. (Doc. 20).

The deadline to file a status letter expired over a week ago, and neither party has communicated with the Court in any way. Moreover, the copy of the Order mailed to Plaintiff by

the Clerk of the Court was returned “for the following reason(s): Return To Sender Not Deliverable As Addressed Unable Forward.” (Mar. 1, 2021 Entry).

The Commissioner is directed to file a letter advising on the status of this matter before 5:00 p.m. on March 9, 2021. The Clerk of the Court is respectfully directed to mail a copy of this Order, the Court’s February 16, 2021 Order (Doc. 20), and the Court’s January 29, 2021 Order (Doc. 18) to Plaintiff.

Dated: White Plains, New York
March 8, 2021



PHILIP M. HALPERN
United States District Judge